IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

-

WRIT PETITION NO : 14416 of 2004

Between:

A.Abhimanyudu, S/o Narayana Chetty, Occ: Cloth Merchant
Owk Village and Mandal, Kurnool District

..... PETITIONER

AND

1.The Station House Officer, Owk Police Station, Kurnool District
2.The Circle Inspector of Police, Banaganapally, Kurnool District
3.The Deputy Superintendent of Police, Dhone, Kurnool District
4.The Superintendent of Police, Kurnool, Kurnool District
5.T.Gopal, S/o Ratnaiah,
Mandapam Street, Owk, Kurnool district
6.Sandeti Subrahmanyam, S/o Not Known, Occ: Business
Nava Shakti Coffee Works, Muslim Street, Owk, Kurnool District
7.Miriyala Ravi Prakash, S/o Narsimhulu, Conductor
Old Post Office Street, Owk, Kurnool District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ or order or direction more in the nature of Writ of Mandamus declaring the action of the official respondents in interfering with the repayment of respective loan amount payable to unofficial respondents is arbitrary, unreasonable and consequently direct the official respondents 1 to 4 not to interfere with the repayment of respective loan amounts payable by the petitioner to the unofficial respondents including calling the petitioner to the Police station.

Counsel for the Petitioner: MR.G.TUHIN KUMAR

Counsel for the Respondent Nos.1 to 4: GP FOR HOME

Counsel for the Respondent Nos.5 to 7: ---

The Court at the admission stage made the following:

ORDER:

The petitioner seeks a declaration that the alleged action of the respondents 1 to 4 in interfering with the re-payment of loan payable to the respondents 5 to 7, is arbitrary and illegal and consequently to direct the respondents 1 to 4 not to interfere with the said disputes between the petitioner and the respondents 5 to 7.

On behalf of the respondents 1 to 4, a counter affidavit has been filed by the Sub-Inspector of Police, Owk Police Station, Kurnool District dated 10.09.2004 denying all the allegations made by the petitioner and stating that they are not interfering with the civil disputes between the petitioner and the respondents 5 to 7 and that the petitioner was never called to the Police Station in the second week of July, 2004 or on any date thereafter.

In the light of the unrebutted averments of the respondents 1 to 4 in the counter affidavit, nothing remains for adjudication and accordingly recording the statement of the respondents 1 to 4, the writ petition is disposed of. No costs.

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04.11.2004

VGB

To

1.The Station House Officer, Owk Police Station, Kurnool District
2.The Circle Inspector of Police, Banaganapally, Kurnool District
3.The Deputy Superintendent of Police, Dhone, Kurnool District
4.The Superintendent of Police, Kurnool, Kurnool District

5.2CCs to the Government Pleader for Home, High Court Buildings,

Hyderabad (OUT).

6.2CD copies